

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KATHERINE MOUSSOURIS, HOLLY
MUENCHOW, and DANA PIERMARINI, on
behalf of themselves and a class of those
similarly situated,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

Case No. 2:15-cv-01483-JLR

**DECLARATION OF MARK S. PARRIS
IN SUPPORT OF MICROSOFT'S
MOTION TO EXCLUDE REPORTS
AND OPINION OF PLAINTIFFS'
EXPERT HENRY S. FARBER, PH.D.**

**NOTE ON MOTION CALENDAR:
MARCH 16, 2018**

ORAL ARGUMENT REQUESTED

1 I, Mark S. Parris, declare as follows:

2 1. I am a partner at Orrick, Herrington & Sutcliffe, LLP, counsel of record for
3 Defendant MICROSOFT CORPORATION (“Microsoft” or the “Company”) in connection with
4 the above-captioned matter. I am a member in good standing of the State Bar of Washington
5 and the bar of this Court.

6 2. I submit this declaration in support of Microsoft’s Motion to Exclude Reports
7 and Opinion of Plaintiffs’ Expert Henry S. Farber, Ph.D. I have personal knowledge of the
8 matters set forth in this Declaration. If called as a witness, I am competent to testify to those
9 matters.

10 3. Attached hereto as **Exhibit A** is a true and correct copy of excerpts from the
11 transcript of the December 8, 2017 deposition of Dr. Farber.

12 4. Attached hereto as **Exhibit B** is a true and correct copy of *Gosho v. U.S. Bancorp*
13 *Piper Jaffray, Inc.*, N.D. Cal. No. 00-1611, Dkt. No. 427 (Oct. 1, 2002).

14 I certify under penalty of perjury and pursuant to the laws of the United States (28 U.S.C.
15 § 1746) that the foregoing is true and correct, and that this declaration was executed by me on
16 February 23, 2018

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18
19 s/Mark S. Parris

Mark S. Parris

CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2018, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of the filing to all counsel of record.

DATED: February 23, 2018

ORRICK, HERRINGTON & SUTCLIFFE LLP

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